



LODI CITY COUNCIL

Carnegie Forum
305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: November 16, 2005

Time: Closed Session 6:00 p.m.
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

Susan J. Blackston

City Clerk

Telephone: (209) 333-6702

***NOTE:** All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.*

C-1 Call to Order / Roll Call

C-2 Announcement of Closed Session

- a) Conference with Blair King (Acting Labor Negotiator) regarding International Brotherhood of Electrical Workers, pursuant to Government Code §54957.6
- b) Actual litigation: Government Code §54956.9(a); one case; People of the State of California; and the City of Lodi, California v. M & P Investments, et al.; United States District Court, Eastern District of California, Case No. CIV-S-00-2441 FCD JFM
- c) Actual litigation: Government Code §54956.9(a); one case; Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al., Superior Court, County of San Francisco, Case No. 323658
- d) Prospective sale or lease of real property located at 2 East Lodi Avenue, Lodi, CA (APN 045-310-01), known as Maple Square, owned by the City of Lodi, California; Government Code §54956.8

C-3 Adjourn to Closed Session

NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.

C-4 Return to Open Session / Disclosure of Action

A. Call to Order / Roll call

B. Invocation – Major Frank Severs, Lodi Salvation Army

C. Pledge of Allegiance

D. Presentations

- D-1 Awards
 - a) Presentation of Community Improvement Award (CD)
- D-2 Proclamations – None
- D-3 Presentations – None

E. Consent Calendar (Reading; comments by the public; Council action)

- E-1 Receive Register of Claims in the amount of \$5,647,448.23 (FIN)
- E-2 Approve minutes (CLK)
 - a) October 5, 2005 (Regular Meeting)
 - b) October 5, 2005 (Special Joint Meeting w/Redevelopment Agency)
 - c) October 19, 2005 (Regular Meeting)

- Res. E-3 Adopt resolution approving the City of Lodi annual investment policy and internal control guidelines (FIN)
- Res. E-4 Adopt resolution approving specifications, authorizing bids for Blakely Pool Alarm, 1050 S. Stockton Street, and authorizing the City Manager to award or reject the contract up to an estimated \$16,000 (PR)
- Res. E-5 Adopt resolution approving the purchase of mobile computing equipment acquired through the Code Enforcement Grant Program and appropriating funds (\$36,695.50) (CD)
- E-6 Receive for informational purposes Contract Change Order No. 1 – Lodi Avenue Overlay (Lower Sacramento Road to Ham Lane) / Pacific Avenue Extension (Walnut Street to Lodi Avenue) (\$41,742) (PW)
- E-7 Accept improvements under contract for Lighted Crosswalk System Project, Lockeford Street at Calaveras Street (PW)
- Res. E-8 Adopt resolution accepting improvements under contract for Streetlight Completion Project – Phase IV (EUD)
- Res. E-9 Adopt resolution accepting improvements in Woodhaven Park, Unit No. 3, Tract 3187 (PW)
- Res. E-10 Adopt resolution accepting \$100,000 from San Joaquin County via the State of California's Supplemental Law Enforcement Services Fund (PD)
- Res. E-11 Adopt resolution authorizing the City Manager to approve service agreement with the San Joaquin Partnership for economic development attraction and retention support (\$27,000) (CM)
- Res. E-12 Adopt resolution supporting the establishment of the San Joaquin Valley Veterans Administration Regional Medical Clinic at French Camp (CM)

F. Comments by the public on non-agenda items

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

G. Comments by the City Council Members on non-agenda items

H. Comments by the City Manager on non-agenda items

I. Public Hearings

- Res. I-1 Public hearing to consider an appeal of the Planning Commission's decision to deny the request of Kirk Smith on behalf of Velvet Grill for a Use Permit (U-05-011) to allow a Type 41 Alcoholic Beverage Control license for on-sale beer and wine with a restaurant at 1421 South Ham Lane, Suite A (CD)

J. Communications

- J-1 Claims filed against the City of Lodi – None
- J-2 Appointments
- a) Appointment to the Lodi Arts Commission (CLK)
- J-3 Miscellaneous – None

K. Regular Calendar

- K-1 Review Regional Transportation Impact Fee report and provide direction regarding future implementation (PW)
- Res. K-2 Adopt resolution establishing Market Cost Adjustments to be effective December 2, 2005 (EUD)
- K-3 Review conceptual Water Meter Retrofit Program (PW)
- K-4 Approve "Will Serve" letter for potential Northern California Power Agency Plant project at White Slough Water Pollution Control Facility (PW)
- K-5 Review proposed wastewater capacity fee, provide direction, and set public hearing for January 4, 2006, to consider adoption of the fee (PW)
- K-6 Approve expenses incurred by outside counsel relative to the Environmental Abatement Program litigation (\$55,420.03) (CA)

L. Ordinances

- Ord. L-1 Ordinance No. 1766 entitled, "An Ordinance of the Lodi City Council Amending the Official
(Adopt) District Map of the City of Lodi and Thereby Rezoning 1380 Westgate Drive (APN 027-420-09) from R-2, Residential Single Family, to PD(37), Planned Development Number 37, for Luca Place" (CLK)

M. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Susan J. Blackston
City Clerk